

**UNITED STATES DISTRICT COURT**

EASTERN DISTRICT OF CALIFORNIA

ELROY W. BROWNING,

Plaintiff,

v.

JEANNE WOODFORD, et al.,

Defendants.

CASE NO. 1:05-CV-00342-AWI-LJO-P

ORDER DIRECTING CLERK'S OFFICE TO  
RETURN PLAINTIFF'S PROPOSED  
AMENDED COMPLAINT

(Doc. 67)

Plaintiff Elroy W. Browning ("plaintiff") is a state prisoner proceeding pro se and in forma pauperis in this civil rights action pursuant to 42 U.S.C. § 1983. On October 11, 2006, plaintiff submitted a proposed amended complaint.

Plaintiff may not file an amended complaint without seeking permission from the court. Fed. R. Civ. P. 15(a). Plaintiff's proposed amended complaint was not accompanied by a motion seeking leave of court to amend and setting forth the grounds for amendment. Fed. R. Civ. P. 7(b). The court will not expend its resources doing a line by line comparison between the original and proposed amended complaints in an effort to determine what has been amended. Plaintiff bears the burden of filing a motion informing the court of the relief he seeks and the grounds for the relief.

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1 Accordingly, the Clerk's Office is HEREBY DIRECTED to return plaintiff's proposed  
2 amended complaint to plaintiff.

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4 IT IS SO ORDERED.

5 **Dated: October 21, 2006**  
6 b9ed48

**/s/ Lawrence J. O'Neill**  
UNITED STATES MAGISTRATE JUDGE